

USA v. GINA MICHELLE BISIGNANO

1:21-cr-00036

Magistrate judge case number / 1:21-mj-00090-ZMF

Pending Counts

Disposition

18 U.S.C. 1512(c)(2) and 2; TAMPERING WITH A WITNESS, VICTIM OR INFORMANT;  
Obstruction of an Official Proceeding and Aiding and Abetting

(1) U.S.C. 231(a)(3); CIVIL DISORDER; Civil Disorder

(2) 18 U.S.C. 1361 and 2; GOVERNMENT PROPERTY OR CONTRACTS >; Destruction  
of Government Property and Aiding and Abetting

(3) 18 U.S.C. 1752(a)(1); TEMPORARY RESIDENCE OF THE PRESIDENT; Entering and  
Remaining in a Restricted Building or Grounds

(4) 18 U.S.C. 1752(a)(2); TEMPORARY RESIDENCE OF THE PRESIDENT; Disorderly  
and Disruptive Conduct in a Restricted Building or Grounds

(5) 18 U.S.C. 1752(a)(4); TEMPORARY RESIDENCE OF THE PRESIDENT; Engage in  
Physical Violence in a Restricted Building or Grounds

(6) 40 U.S.C. 5104(e)(2)(D); FEDERAL STATUTES, OTHER; Disorderly Conduct in a  
Capital Building

Highest offense level - Felony

No Terminated Count

ATTORNEY FOR USA

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LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Designation: Assistant U.S. Attorney

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LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Designation: Pro Hac Vice

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LEAD ATTORNEY

ATTORNEY TO BE NOTICED

DOCKET ENTRIES

2.8.2021

Telephone Status Conference as to GINA MICHELLE BISIGNANO held on 2/8/2021. Defendant was not present on the call and remains detained in California. Defense Response due by 2/9/2021 at 5:00 PM. Bond Hearing set for 2/10/2021 11:00 AM in Telephonic/VTC before Judge Carl J. Nichols. Bond Status of Defendant: Defendant remains Committed in California; Court Reporter: Jeff Hook; Defense Attorney: A. Charles Peruto, Jr.; US Attorney: Kimberly Paschall. (zcal) (Entered: 02/08/2021)

2.10.23

In light of defense counsel's having not yet filed an application for admission pro hac vice pursuant to Local Criminal Rule 44.1(d), and having not yet entered an appearance before the Court, it is hereby ORDERED that the hearing scheduled for February 10, 2021, at 11:00 a.m. is CONTINUED until after defense counsel shall enter such an appearance. The government shall serve a copy of this Order on counsel for Defendant. Signed by Judge Carl J. Nichols on February 10, 2021. (

2.11.2023

The Court having considered Defendant's 18 Motion for Leave to Appear Pro Hac Vice of A. Charles Peruto Jr., and it appearing to the Court that the attorney referenced therein meets the requirements for pro hac vice admission under Local Criminal Rule 44.1(d), it is hereby ORDERED that the Motion is GRANTED. It is further ORDERED that A. Charles Peruto Jr. is ADMITTED to practice before the Court pro hac vice. Counsel should register for e-filing via PACER and file a notice of appearance pursuant to LCrR 44.5(a). Click for Instructions. Signed by Judge Carl J. Nichols on February 11, 2021.

2.1.21

It is hereby ORDERED that the detention hearing continued on February 10, 2021, is now scheduled for 4:00 p.m. on February 16, 2021. Any response by Defendant to the government's 12 Appeal must be filed no later than February 15, 2021, at 5:00 p.m. Signed by Judge Carl J. Nichols on February 11, 2021. (lccjn2) (Entered: 02/11/2021)

2.15.21

On February 11, 2021, the Court granted Defendant's 18 Motion for Leave to Appear Pro Hac Vice of A. Charles Peruto Jr., based in part on the representation that Mr. Peruto's sponsoring attorney, Robert L. Jenkins

Jr., is a member in good standing of the Bar of this Court. It has come to the Court's attention, however, that Robert L. Jenkins Jr. is not in good standing. Defense counsel is therefore ORDERED to demonstrate that Robert L. Jenkins Jr. is in good standing with the Bar of this Court or refile his Motion for Leave to Appear Pro Hac Vice with a sponsor who meets the requirements of Local Criminal Rule 44.1. It is further ORDERED that the hearing scheduled for February 16, 2021, at 4:00 p.m. is CONTINUED until after defense counsel shall satisfy the requirements for pro hac vice admission or a counsel admitted in this Court enters an appearance. Signed by Judge Carl J. Nichols on February 15, 2021. (lccjn2) (Entered: 02/15/2021)

MINUTE ORDER. It is hereby ORDERED that the detention hearing continued on February 10, 2021, is now scheduled for 4:00 p.m. on February 16, 2021. Any response by Defendant to the government's 12 Appeal must be filed no later than February 15, 2021, at 5:00 p.m. Signed by Judge Carl J. Nichols on February 11, 2021. (lccjn2) (Entered: 02/11/2021)

02/11/2021 Set/Reset Deadlines/Hearings as to GINA MICHELLE BISIGNANO: Response due by 2/15/2021 at 05:00 PM. Detention Hearing RESET for 2/16/2021 at 04:00 PM in Telephonic/VTC before Judge Carl J. Nichols. (zcal) (Entered: 02/12/2021)

2.15.21

On February 11, 2021, the Court granted Defendant's 18 Motion for Leave to Appear Pro Hac Vice of A. Charles Peruto Jr., based in part on the representation that Mr. Peruto's sponsoring attorney, Robert L. Jenkins Jr., is a member in good standing of the Bar of this Court. It has come to the Court's attention, however, that Robert L.

Jenkins Jr. is not in good standing. Defense counsel is therefore ORDERED to demonstrate that Robert L. Jenkins Jr. is in good standing with the Bar of this Court or refile his Motion for Leave to Appear Pro Hac Vice with a sponsor who meets the requirements of Local Criminal Rule 44.1. It is further ORDERED that the hearing scheduled for February 16, 2021, at 4:00 p.m. is CONTINUED until after defense counsel shall satisfy the requirements for pro hac vice admission or a counsel admitted in this Court enters an appearance. Signed by Judge Carl J. Nichols on February 15, 2021. (

2.28.21

The Court has been notified that Mr. Peruto's sponsoring attorney, Robert L. Jenkins Jr., is now in good standing with the Bar of this Court and Mr. Peruto's 18 Motion for Leave to Appear Pro Hac Vice now satisfies the requirements of Local Criminal Rule 44.1. Accordingly, it is hereby ORDERED that the telephonic detention hearing continued on February 15, 2021, is scheduled for 10:00 a.m. on February 26, 2021. Any response by Defendant to the government's 12 Appeal must be filed no later than February 25, 2021, at 12:00 p.m. Signed by Judge Carl J. Nichols on February 23, 2021. (lccjn2) (Entered: 02/23/2021)

2.24.21

MINUTE ORDER. It is hereby ORDERED that the Parties shall be prepared to discuss, during the detention hearing scheduled for February 26, 2021, whether the 18 U.S.C. § 1361 offense charged in Count Three of the 10 Indictment triggers 18 U.S.C. § 3142(e)(3)'s rebuttable presumption. Signed by Judge Carl J. Nichols on February 24, 2021. (lccjn2) (Entered: 02/24/2021)

2.26.21

Minute Entry for proceedings held before Judge Carl J. Nichols: Video Bond Hearing / Arraignment as to GINA MICHELLE BISIGNANO (1): Count 1,2,3,4,5,6,7 held on 2/26/2021. Not Guilty Plea entered. Defendant appeared by Video from Grady County Jail in Oklahoma. Oral Motion by the Government to Commit Defendant to the Attorney General; heard and denied. Oral Motion by the Defense for Release; heard and Granted. Speedy Trial as to GINA MICHELLE BISIGNANO is Excluded from 2/26/2021 to 4/27/2021, in the Interest of Justice, XT. Status Conference set for 4/27/2021 at 04:00 PM in Telephonic/VTC before Judge Carl J. Nichols. Bond Status of Defendant: Defendant Released on High Intensity Supervision Program; Court Reporter: Lorraine Herman; Defense Attorney: A. Charles Peruto (by telephone); US Attorney: Kimberly Paschall; Pretrial Officer: Andre Sidbury. (zcal) (Entered: 02/26/2021)

2.26.23

Minute Entry for proceedings held before Judge Carl J. Nichols: Video Bond Hearing / Arraignment as to GINA MICHELLE BISIGNANO (1): Count 1,2,3,4,5,6,7 held on 2/26/2021. Not Guilty Plea entered. Defendant appeared by Video from

Grady County Jail in Oklahoma. Oral Motion by the Government to Commit Defendant to the Attorney General; heard and denied. Oral Motion by the Defense for Release; heard and Granted. Speedy Trial as to GINA MICHELLE BISIGNANO is Excluded from 2/26/2021 to 4/27/2021, in the Interest of Justice, XT. Status Conference set for 4/27/2021 at 04:00 PM in Telephonic/VTC before Judge Carl J. Nichols. Bond Status of Defendant: Defendant Released on High Intensity Supervision Program; Court Reporter: Lorraine Herman; Defense Attorney: A. Charles Peruto (by telephone); US Attorney: Kimberly Paschall; Pretrial Officer: Andre Sidbury. (zcal) (Entered: 02/26/2021)

#### Conditions of Release

( x ) (s) No access to social media, no communication with anyone who was at the event on January 6<sup>th</sup>. Stay away from DC except for court, pretrial business or meeting with counsel

Violating any of the foregoing conditions of release may result in the immediate issuance of a warrant for your arrest, a

revocation of your release, an order of detention, a forfeiture of any bond, and a prosecution for contempt of court and could result in

imprisonment, a fine, or both

Personal recognizance Bond "High Intensity Supervision" Program

6.21.21

Motion to amend conditions of release granted

it is hereby ORDERED that Defendant may remain on home detention in California. It is therefore ORDERED that Defendant's supervision shall remain in the Central District of California. The remaining release conditions remain in effect. Signed by Judge Carl J. Nichols

7.26.21 - motion to amend conditions of release

Looking to end house arrest

alternatively looking to have travel approved so she can visit her sick moth in Tennessee for a few days.

Judge granted the request

Upon consideration of Defendant's Oral Motion to Modify the [21](#) Order Setting Conditions of Release, it is hereby ORDERED that Defendant may remain on home detention in California. It is therefore ORDERED that Defendant's supervision shall remain in the Central District of California. The remaining release conditions

remain in effect. Signed by Judge Carl J. Nichols on June 21, 2021. (lccjn2) (Entered: 06/21/2021)

7.29.21

MINUTE ORDER. Upon consideration of Defendant's [34](#) Motion to Modify Conditions of Release, it is hereby ORDERED that the Motion is GRANTED in part as to her request to travel to Tennessee between August 11, 2021, and August 16, 2021. The Court will consider the other relief sought in the Motion at the next hearing in this matter. Signed by Judge Carl J. Nichols on July 29, 2021. (lccjn2) (Entered: 07/29/2021)

8.04.21

Minute Entry for proceedings held before Judge Carl J. Nichols: Sealed Plea Agreement Hearing held on 8/4/2021 as to GINA MICHELLE BISIGNANO. GUILTY PLEA as to Counts 1,2,4,5,6,7. Pretrial Conditions modified. Referral for Presentence Report and Sentencing are deferred. Bond Status of Defendant: Defendant remains on HISP; Court Reporter: Lorraine Herman Defense Attorney: A. Charles Peruto - Video; US Attorney: Kimberly Paschall; Pretrial Officer: Dashanta Valentine-Lewis. (zcal) (Entered: 08/06/2021)

11.04.21

motion to modify conditions of release

11.30.21

Upon review of the Defendant's [45](#) Second Motion to Modify Conditions of Release, it is ORDERED that Motion is GRANTED in PART and DENIED in PART. It is further ORDERED that the home confinement restriction is lifted, while all other pretrial restrictions, including location monitoring and curfew, shall remain in place. It is further ORDERED that Defendant's [34](#) First Motion to Modify Conditions of Release is DENIED as MOOT, and that the Government's 47 Motion to File Under Seal its Opposition to Defendant's Second Motion to Modify Conditions of Release is GRANTED.

12.14.21

MINUTE ORDER. In light of Defense Counsel's tardiness and the

Defendant's nonappearance in the Status Conference held earlier today on December 14, 2021 at 10:00am, it is ORDERED that the Status Conference is rescheduled for December 21, 2021 at 1:00pm. This is not the first time timely attendance has been a problem in this case. Defense Counsel and Defendant are admonished that additional failures to appear timely will be looked upon even more unfavorably. Signed by Judge Carl J. Nichols on December 14, 2021. (lccjn2) (Entered: 12/14/2021)

### 3.4.22

Minute Entry for proceedings held before Judge Carl J. Nichols: Telephone Status Conference as to GINA MICHELLE BISIGNANO held on 3/4/2022. REFERRAL TO PROBATION OFFICE for Presentence Investigation as to GINA MICHELLE BISIGNANO. Sentencing Memorandum due by 7/7/2022. Sentencing set for 7/12/2022 at 02:00 PM in Telephonic/VTC before Judge Carl J. Nichols. Bond Status of Defendant: Defendant remains on HISP; Court Reporter: Lisa Banks; Defense Attorney: A. Charles Peruto; US Attorney: Kimberly Paschall. (zcal) (Entered: 03/04/2022)

### from filing

. However, on August 4, 2021, Bisignano executed a plea agreement with the United States and entered an unconditional guilty plea as to all Counts, with the exception of Count 3 1 , including Count 1, violation of 18 U.S.C. § 1512(c)(2) and § 2. As a result, the Court vacated the trial date. Ms. Bisignano now moves the Court to withdraw her guilty plea as to Count 1 of the Indictment, violating 18 U.S.C. § 1512(c)(2) and § 2, corruptly obstructing, influencing, or impeding an official proceeding.